

Resolution authorizing the settlement of a claim for damage to a 2014 Ford Interceptor cruiser (Fleet Management) (\$22,294.00)

WHEREAS, on March 4, 2015, Franklin County Sheriff's Office vehicle #59, driven by Deputy Ryan Murphy, was involved in an auto accident; and

WHEREAS, the operator of vehicle #59 was parked, with overhead beacons activated, on the east berm of I-71 at the northbound ramp of I-270, to complete paperwork from a previous accident at this location; and

WHEREAS, Edwin Hyndman, traveling North on I-71 intending to ramp to I-270, lost control of his vehicle and struck vehicle #59, a violation of State of Ohio Code Sec. 4511.202, fail to control, resulting in total damage to vehicle #59; and

WHEREAS, Zurich Insurance Company, the automobile insurance carrier for Rosa Flora LTD, the owner of the vehicle operated by Edwin Hyndman, has offered to pay twenty-two thousand two hundred ninety-four and 00/100 dollars (\$22,294.00) to the Franklin County Commissioners, for the property damage to vehicle #59 and in settlement of the property damage portion of this claim with the Franklin County Commissioners retaining possession of the salvage vehicle; and

WHEREAS, there may be bodily injury claims arising out of this incident; however, this resolution only authorizes settlement of the property damage to the vehicle and not any potential bodily injury claims; and

WHEREAS, the above described settlement was recommended by Fleet Management, and fairly compensates for the property damage to vehicle #59; and

WHEREAS, the Franklin County Board of Commissioners deems it to be in the best interest to accept the same in full settlement of the property damage claim; and therefore

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BE IT RESOLVED BY THE BOARD OF COMMISSIONERS, FRANKLIN COUNTY, OHIO;

1. That the above-referenced settlement for the property damage to the vehicle in the amount twenty-two thousand two hundred ninety-four and 00/100 dollars (\$22,294.00) is in the best interests of the Franklin County Commissioners and Franklin County Sheriff's Office and the same is hereby approved.
2. That upon receipt of twenty-two thousand two hundred ninety-four and 00/100 dollars (\$22,294.00) from Zurich Insurance Company, the above-referenced property damage claim shall be settled between Edwin Hydman and Rosa Flora LTD, their successors and assigns, and/or their heirs, executors and administrators, and also any and all other persons, associations, and corporations who may be jointly and severally or otherwise liable to the Franklin County Commissioners, and the Franklin County Commissioners. This settlement and release does not in any way affect any possible bodily injury claims that may be asserted.

Prepared by: Charlotte Ashcraft, Director, Fleet Management

cc: Jesse Armstrong, Assistant Prosecuting Attorney
Office of Management and Budget
David Masterson, Sheriff's Office